IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

WP(C).No. 1881 of 2007(Y)

PETITIONER:

JACOB JOSEPH, POOVATHUNGAL HOUSE,
PARATHODE P.O., MUNDAKAYAM, KOTTAYAM DISTRICT.

BY ADV. SRI.KURIAN GEORGE KANNANTHANAM(SR)
SRI.THOMAS GEORGE

RESPONDENTS:
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1. **KERALA FINANCIAL CORPORATION,**
   REPRESENTED BY THE MANAGING DIRECTOR,
   THIRUVANANTHAPURAM-33.

2. **THE MANAGER, KERALA FINANCIAL**
   CORPORATION, KOTTAYAM.

BY ADV. SRI.JAMES KURIAN, SC, KFC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.1881/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE CHEQUE DT.8.10.98 FOR RS.38,400/-.

EXT.P2:- COPY OF THE STATEMENT DT.13.7.04 ISSUED BY THE KERALA FINANCIAL CORPORATION.

EXT.P3:- COPY OF THE D.D. FOR RS.8800/- OPF THE DISTRICT CO-OPERATIVE BANK LTD. KOTTAYAM.

EXT.P4:- COPY OF THE JUDGMENT DT.21.7.04 IN WP(C) NO.,21464/04 OF THIS HONOURABLE COURT.

EXT.P5:- COPY OF THE DEMAND NOTICE DT.23.6.06 ISSUED BY THE 2ND RESPONDENT.

EXT.P6 :- COPY OF THE REPRESENTATION DT.9.11.06 FROM THE PETITIONER TO THE RESPONDENT.

EXT.P7:- COPY OF THE REPLY DT.22.12.06 TO THE PETITIONER.

/TRUE COPY/

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K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 1881 OF 2007-Y

JUDGMENT

It is common case that at present there is no amount due from the petitioner to the 1st respondent Kerala Financial Corporation. But, the K.F.C voices the apprehension that it may be made liable for paying the collection charges, as the amount has been paid only after the initiation of the revenue recovery proceedings. If the revenue recovery officer has not recovered and paid any amount to the K.F.C., it need not pay any revenue recovery charges. It is so declared and the writ petition is closed.

21st March, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/